

DISPOSITION OF REDUCTION PLAN – DETROIT/WAYNE

(FY2007 Appropriation Bill - Public Act 330 of 2006)

March 1, 2007

Section 459(3): (1) Any CMHSP located in a county with a population of more than 1,500,000 that is not a community mental health authority pursuant to section 205 of the mental health code, 1974 PA 258, MCL 330.1205, by December 1, 2006 shall have its fiscal year 2006-2007 community mental health non-Medicaid services allotment reduced by \$3,500,000.00 each month for the remainder of the fiscal year until that CMHSP becomes an authority. (2) The reduction in funding to any CMHSP specified in subsection (1) shall not result in any reduction of direct services. (3) Any county specified in subsection (1) and subject to a funding reduction shall submit a plan to the department regarding these reductions by February 1, 2007. The department shall be responsible for reviewing and approving the plan to ensure that it meets the state legislative letter and intent. The department shall report by March 1, 2007 to the senate and house of representatives appropriations subcommittees on community health, the senate and house of representatives standing committees on health policy, the senate and house fiscal agencies, and the state budget office the department's disposition of the plan and shall provide evidence that the approved plan meets the legislative letter and intent. (4) If any CMHSP subject to the funding reduction outlined in subsection (1) becomes an authority by September 30, 2007, any reduction in its community mental health non-Medicaid services allotment specified in subsection (1) shall be restored.

The Department of Attorney General issued an informal opinion that the withholding of appropriated funds to community mental health non-Medicaid services for failure to become an authority, as described in Section 459 of P.A. 330, 2006, was unconstitutional. No funds were withheld from the Detroit/Wayne Community Mental Health Services Program in FY2007.

Since funding for the Detroit/Wayne CMHSP was not withheld, they did not submit a plan for becoming authority to review. Detroit/Wayne continues to address local issues regarding their organizational structure and status.

*Michigan Department
of Community Health*



Jennifer M. Granholm, Governor
Janet Olszewski, Director